

State Water Resources Control Board

February 28, 2017

(Via email and Certified Mail)
CERTIFIED MAIL
NO. 7015 1520 0001 8017 2044

Ms. Angela Francis
Program Assistant
City of Mountain View
231 North Whisman Road
Mountain View, California 94043
angela.francis@mountainview.gov

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEM
LOCATED AT CITY OF MOUNTAIN VIEW - FIRE STATION #4, 229 NORTH
WHISMAN ROAD, MOUNTAIN VIEW**

Dear Ms. Francis:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the UST at your facility on February 23, 2017, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	Failure to Maintain Operating Permit On-Site – The operating permit was not on-site at the time of inspection. The permit was posted on-site the following day.	Tank 1	February 23, 2017	February 24, 2017	23 CCR 2712(i)
2	Failure to Maintain Release Response Plan – The response plan needs an update; it includes an employee that no longer works there.	Tank 1	February 23, 2017	Ongoing	23 CCR 2632(d)(2)
3	Failure to Maintain Monitoring Plan – The monitoring plan needs an update; the recordkeeping section must say “yes” for equipment maintenance and calibration records, and the training section must say “yes” for designated operator training.	Tank 1	February 23, 2017	Ongoing	23 CCR 2632(d)(1), 2634(a),(b),(c) and(d)

Office of Enforcement | 801 K Street, Suite 2300 | Sacramento, CA 95814 | 916.341.5272

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, Ca 95812-0100 | www.waterboards.ca.gov

No.	Violation	Tank	Start Date	Stop Date	Regulation
4	Failure to Maintain Site Map – The site map must include a scaled diagram or design or as-built drawing which indicates the location of the UST, piping, and auxiliary equipment with respect to buildings or other landmarks.	Tank 1	February 23, 2017	Ongoing	23 CCR 2711(a)(8)
5	Failure to Maintain Facility Information (Form A) – The facility information form in CERS indicates self-insurance, however, this facility is using the State Fund and Chief Financial Officer (CFO) letter.	Tank 1	February 23, 2017	Ongoing	23 CCR 2711(a)
6	Failure to Maintain Monitoring or Testing Records On-Site – The secondary containment test conducted in 2016 was not available at the time of inspection. The spill bucket test conducted on May 29, 2014, indicated a failure; retest results were not available at the time of inspection. Both testing records were emailed to the inspector the next day.	Tank 1	February 23, 2017	February 24, 2017	H&SC 25293; 23 CCR 2712(b)
7	Failure to Maintain Financial Responsibility – The CFO letter is expired and was not signed by the CFO.	Tank 1	February 23, 2017	Ongoing	H&SC 25292.2; 23 CCR 2711(a)(11)
8	Failure to Provide Designated Operator (DO) Training – The DO has not provided training to a minimum of three facility employees, which is required at 24-hour facilities. Training records were not available at the time of inspection and no indication of DO training was described in CERS.	Tank 1	February 23, 2017	Ongoing	23 CCR 2715(f)
9	Failure to Monitor Product Piping – The testing boot was on the secondary piping preventing the sensor from detecting a leak at the earliest opportunity. The DO removed the testing boot from the secondary piping at the time of inspection.	Tank 1	February 23, 2017	February 23, 2017	23 CCR 2630(d)

You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and Mountain View Fire Department within sixty (60) days from the date of this letter. Have your DO make specific notations in the next monthly DO report indicating the ongoing violations have been corrected. The monthly DO report and any associated photos must be submitted as proof of compliance.

Please send all compliance documentation to the following:

State Water Board

Ms. Rebecca Green
UST Enforcement Unit
Office of Enforcement
State Water Resources Control Board
801 K Street, Suite 2300
Sacramento, California 95814
rebecca.green@waterboards.ca.gov

Local CUPA

Mr. Jaymae Wentker
Fire Marshal
Mountain View Fire Department
500 Castro Street, 4th Floor
Mountain View, California 94041
jaymae.wentker@mountainview.gov

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at amantha.henkel@waterboards.ca.gov.

Sincerely,



Amantha Henkel
Senior Environmental Scientist
UST Enforcement Unit
Office of Enforcement

cc: (via email only)

Mr. Jaymae Wentker
Fire Marshal
Mountain View Fire Department
jaymae.wentker@mountainview.gov

Mr. Dale Adams
Building Maintenance Supervisor
City of Mountain View
dale.adams@mountainview.gov